

GOVERNMENT OF ANDHRA PRADESH

ABSTRACT

Public Servants – Commercial Tax Department – Nellore Division – Prakasam District – Sri Srinivasa Rao, formerly Junior Assistant, Office of the Commercial Tax Officer, Markapur – Departmental Proceedings under Rule 20 of the A.P.C.S. (CC&A) Rules, 1991 initiated for misbehavior of Sri S. Srinivasa Rao with the superiors – Enquiry conducted – Penalty of dismissal from service imposed – Appeal filed to Govt.- – Case Reviewed – Dismissal orders set aside – Punishment modified to that of stoppage of 4 Annual increments with cumulative effect – Reinstate in to Government Service with immediate effect Orders – Issued.

REVENUE (VIG.I) DEPARTMENT

G.O.(Ms).No.676

Dated.23.07.2010.

Read the following :

1. Proc.of the D.C. (CT) Nellore Division Rc.No.434/2007/A1, Dt.16.11.2007.
2. Proc. of the D.C. (CT) Nellore Division, Rc.No.434/2007/A1, Dt.4.4.2008
3. Appeal Dt. 8.5.2008 filed by Sri S. Srinivasa Rao, formerly Jr. Asst., before the CCT.
4. Proc. of the Addl. CCT. Ref.No.V4/490/2008, Dt.28.3.2009.
5. Proc. of the CCT. Ref.No.V4/490/2008, dt.3.3.2010,
6. Appeal petition Dt.9.3.2010 filed by Sri S. Srinivasa Rao, formerly Jr. Asst. before Government.

ORDER :-

Whereas in the reference 1st read above, the Deputy Commissioner (CT), Nellore Division has initiated the Departmental Proceedings under rule 20 of the A.P.C.S (CC&A) Rules, 1991 duly framing the Article of Charges against Sri S. Srinivasa Rao, formerly Junior Assistant, Office of the Commercial Tax Officer, Markapur for his misbehavior with Superiors.

2) And whereas in the reference 2nd read above, the Deputy Commissioner (CT) Nellore (Disciplinary Authority),after following the due procedure under APCS (CC&A) Rules, 1991 has imposed the major penalty of dismissal from Govt. Service against Sri S. Srinivasa Rao, formerly Junior Assistant, office of the Commercial Tax Officer, Markapur under Rule 20 read with Rule 9 of the A.P.C.S. (CC&A) Rules, 1991 as the charges were held proved.

3) And whereas in the reference 3rd read above, aggrieved by the said dismissal orders issued by Deputy Commissioner (CT), Nellore Division, Sri S. Srinivasa Rao, formerly Junior Assistant has filed an appeal before the Commissioner of Commercial Taxes.

4) And whereas, in the reference 5th read above, the Commissioner of Commercial Taxes has issued orders to confirming the disciplinary proceedings issued in Rc.No.434/2007/A1, Dt.4.4.2008 concluded by the Deputy Commissioner (CT), Nellore i.e. to impose the punishment of dismissal from Govt. service against Sri S. Srinivasa Rao, formerly junior Assistant.

5) And whereas, in the reference 6th read above, aggrieved by the said CCT's orders dt.3.3.2010, Sri S. Srinivasa Rao, has filed a Appeal Petition before the Government and requested the Government to suspend his dismissal orders dt.4.4.2008 issued by the Deputy Commissioner (CT), Nellore Division and to reinstate him into Government Service as the said punishment imposed against him is totally unjustifiable and against to the principle of natural justice.

PTO.

::2::

6) Government after careful examination of matter, hereby set aside the dismissal orders dt.4.4.2008 issued by the Deputy Commissioner (CT), Nellore against Sri S. Srinivasa Rao and modified the punishment to that of stoppage of 4 (Four) increments with cumulative effect as the punishment imposed i.e. dismissal is grossly disproportionate to the gravity of the charges proved against the said Charged Officer.

7) The Commissioner of Commercial Taxes, Hyderabad is requested to take immediate necessary action accordingly and to send the Action Taken Report in the matter at the earliest.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

ASUTOSH MISHRA
PRINCIPAL SECRETARY TO GOVERNMENT

To
Sri S. Srinivasa Rao, formerly
Junior Assistant, office of the Commercial Tax Officer,
Markapur through the Commissioner of Commercial Taxes,
A.P. Hyderabad

The Commissioner of Commercial Taxes A.P., Hyderabad.
Copy to :
The Deputy Commissioner (CT) Nellore Division
The Director of Treasuries & Accounts,
Hyderabad.

The District Treasury Officer,
Prakasam Dist. Ongole.

The A.G.A.P., Hyderabad.

Sri S. Srinivasa Rao, formerly
Junior Assistant, office of the Commercial Tax Officer,
Markapur R/o. H.No.1-214-C-1,
Opp.SBI., Thotavari Veedhi,

//FORWARDED BY ORDER//

SECTION OFFICER